

REMARKS

Applicants respectfully request further examination and reconsideration in view of the above amendments and the arguments set forth fully below. In the Office Action mailed April 30, 2007, claims 1-30 have been rejected. In response, the Applicants have submitted the following remarks and amended claim 6. Accordingly, claims 1-30 are still pending. Favorable reconsideration is respectfully requested in view of the amended claims and the remarks below.

As a preliminary matter, the Applicants wish to point out that the present Office Action was mailed to a listed inventor, rather than the attorney of record. The Applicants respectfully wish to further point out that a Withdrawal of Previous Attorney of Record was filed on April 4, 2006, and the Withdrawal was accepted on July 5, 2006. Furthermore, a Revocation of Power of Attorney with New Power of Attorney was executed and filed on July 21, 2006. As stated previously, the present Office Action was mailed on April 30, 2007, almost a year after the new Power of Attorney was filed. The mis-mailing of this Office Action resulted in the Applicants having to pay for a one-month extension. While the Applicants are hereby paying the one-month extension according to the rules, the Applicants respectfully request that this extension fee be refunded. Furthermore, the Applicants respectfully request that the Examiner enter the Revocation of the Power of Attorney with the New Power of Attorney that was filed on July 21, 2006. The Applicants enclose herewith a copy of that filing for the Examiner's convenience. Please direct all future correspondence to:

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Claim Objections

Claim 6 has been objected to because the “claim 6” in line 1 of claim 6 is a typographical error. By the above amendment, the Applicants have corrected this informality and therefore request that the object to claim 6 be withdrawn.

Rejections Under 35 U.S.C. §112

Claims 1-14 have been rejected under 35 U.S.C. §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim subject matter which Applicants regard as the invention. Specifically, with respect to claim 1, the Examiner indicates that the limitation is confusing since the receiving step indicates that the description of the document is generated responsive to the specification. The Examiner further indicates that the specification refers to a specification of the document in the first format, and therefore, the Examiner is not sure when importing the document in the second format into the data store responsive to the description, that this description of the document is for the first format or is for the second format.

The Applicants respectfully submit that the description is based upon attributes of the first format document and syntax rules. The description, as described previously, then provides the basis in which to import the document in the second format into the data store. Therefore, the Applicants respectfully submit that while the description is created from the specification related to the first format of the document, it is instrumental in importing the document in the second format into the data store. This is clearly described and claimed in the present invention, specifically in Figure 1, as well as on page 7, paragraph 18. Therefore, the Applicants respectfully request that the rejection to independent claims 1 and 8 under 35 U.S.C. §112, second paragraph, be withdrawn. Furthermore, dependent claims 2-7 and 9-14 are not deficient for fully incorporating the deficiencies of the base claims 1 and 18, and therefore the Applicants respectfully request

that the rejection under 35 U.S.C. §112, second paragraph, be withdrawn for these claims as well.

Lastly, with respect to claim 6, as stated above the Applicants have corrected the dependency of this claim, and therefore respectfully request that the rejection under 35 U.S.C. §112, second paragraph, be withdrawn from this claim as well.

Rejections Under 35 U.S.C. §102

Claims 1-3, 7-9, 13-14 and 26 have been rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent Publication No. 2004/0111297 to Schoenberg (hereinafter Schoenberg). The Applicants respectfully disagree with this rejection.

Referring to Figure 2 of Schoenberg, this reference teaches a system and method of a patient accessing a system to request a token for routing that patient's documents to that patient's files electronically. Steps 202 to 210 teach patient's ability in this reference to request a token, by entering required information into a host server system such that the token is then delivered to the patient on a fax cover page. The patient then faxes the cover page and the documents to the host system, the host system reads the token on the cover page, and files the faxed documents to the patient's file, as indicated and instructed by the token. The Schoenberg reference is limited in that it only applies to facsimile transfer of documents to be stored electronically in a patient file. Furthermore, and more importantly the Schoenberg reference does not teach a specification 120 as taught in the present invention. Specifically, the Applicants respectfully submit that while the Examiner likens the token of the Schoenberg reference to the specification 120 in the present application, the token of the Schoenberg reference does not contain instruction on how to create batches from the input documents. In short, the token of the Schoenberg reference is merely a location identifier based on that particular patient's personal information, and does not contain instructions to create batches, nor descriptions of the files formatted according to that specification.

In contrast to the teachings of Schoenberg, the system and method of the present invention includes a document 110 for input into a data store 130. Both of these items being included in an enterprise 102. In fact, the enterprise 102 generates input documents 110, such as paper documents, and a specification 120, which contains instructions on how to create batches 150 from the input documents 110. Both the input documents and the specification 120 are passed to a conversion facility 104, that supplies the input documents 110 and specification 120 to a batch generator 140 which uses then to create a batch 150. This batch 150 includes the input documents 110 and descriptions 154 of the files formatted according to the specification 120. This batch 150 is then passed back to the enterprise 102, where it is integrated into a data store 130 (present invention, page 7, paragraph 18). As discussed above, the system and method taught in Schoenberg does not teach the specification 120 including instructions on how to create batches from input documents, nor creating a batch that includes a group of electronic images of the input documents and description of the files formatted according to the specification being passed back to the enterprise for storage in a data store.

The independent claim 1 is directed to a method of integrating a document in a first format into a data store holding documents in a second format, the method comprising supplying the document in the first format and a specification comprising instructions for creating a description of the document based on attributes of the document and syntax rules for the description; receiving the document in the second format; receiving a description of the document generated responsive to the specification; and importing the document in the second format into the data store responsive to the description. As discussed above, Schoenberg does not teach a specification comprising instructions for creating a description of the document based on attributes of the document and syntax rules of the description. For at least these reason the independent claim 1 is allowable over the teachings of Schoenberg.

Claims 2-3 and 7 are dependent upon the independent claim 1. As discussed above, the independent claim 1 is allowable over the teachings of Schoenberg.

Accordingly, claims 2-3 and 7 are also allowable as being dependent upon an allowable base claim.

As discussed in the Office Action, claims 8-9, 13-14 are for a system for the method claims 1-3 and 7, and are thereby allowable under the same rationale as discussed above with respect to the method claims 1-3 and 7.

As is also stated in the Office Action, claim 26 is for a computer product of method claims 1, and 5-6, and is thereby allowable for the same reasons as discussed above with respect to the independent claim 1.

Rejections Under 35 U.S.C. §103(a)

Claims 4-6, 10-12, 15-25 and 27-30 have been rejected under 35 U.S.C. §103(a) as being unpatentable over Schoenberg as applied to claim 1 above, and further in view of U.S. Patent Publication No. 2004/0215600 to Aridore et al. (hereinafter Aridore).

Because the rejections under 35 U.S.C. §103(a) rely on the Schoenberg reference to teach the same limitations as discussed above with respect to the independent claims 1, 8 and 26, the Applicants respectfully submit that the independent claims 15, 20 and 27 are allowable over the teachings of Schoenberg and Aridore, as the combination of these reference do not include a specification as taught and claimed in the present invention. Therefore, the Applicants respectfully submit that the independent claims 15, 20 and 27 are allowable over the teachings of Schoenberg, Aridore and their combination.

Claims 4-6 and 10-12 are dependent upon the independent claims 1 and 8. As discussed above, the independent claims 1 and 8 are allowable over the teachings of Schoenberg. Accordingly, claims 4-6 and 10-12 are also allowable as being dependent upon an allowable base claim.

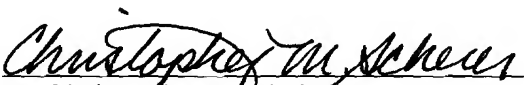
Claims 16-19, 21-25 and 28-30 are dependent upon the independent claims 15, 20 and 27. As discussed above, the independent claims 15, 20 and 27 are allowable over the teachings of Schoenberg, Aridore and their combination. Accordingly, claims 16-19, 21-25 and 28-30 are also allowable as being dependent upon an allowable base claim.

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For these reasons, Applicants respectfully submit that all of the claims are now in a condition for allowance, and allowance at an early date would be appreciated. Should the Examiner have any questions or comments, they are encouraged to call the undersigned at 414-271-7590 to discuss the same so that any outstanding issues can be expeditiously resolved.

Respectfully submitted,

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